

CADES SCHUTTE  
A Limited Liability Law Partnership

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Attorneys for Plaintiffs  
HELICOPTER ASSOCIATION  
INTERNATIONAL and SAFARI  
AVIATION, INC. d/b/a SAFARI  
HELICOPTERS HAWAI'I

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

HELICOPTER ASSOCIATION  
INTERNATIONAL and SAFARI  
AVIATION, INC. d/b/a SAFARI  
HELICOPTERS HAWAI'I,

Plaintiffs,

v.

STATE OF HAWAI'I; DEPARTMENT  
OF TRANSPORTATION, STATE OF  
HAWAI'I; EDWIN SNIFFEN, in his  
official capacity as Director of the  
Hawai'i Department of Transportation;  
and JOSH GREEN, M.D., in his official  
capacity as Governor,

Defendants.

CIVIL NO. 1:23-cv-00083-LEK-WRP

**STIPULATION AND ORDER; EXHIBITS 1-  
2**

No Trial Date Set.

**STIPULATION AND ORDER**

Pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure, Plaintiffs HELICOPTER ASSOCIATION INTERNATIONAL and SAFARI AVIATION, INC., d/b/a SAFARI HELICOPTERS HAWAI'I ("**Plaintiffs**"), and Defendants STATE OF HAWAI'I; DEPARTMENT OF TRANSPORTATION, STATE OF HAWAI'I; EDWIN SNIFFEN, in his official capacity as Director of the Hawai'i Department of Transportation; and JOSH GREEN, M.D., in his official capacity as Governor, ("**Defendants**") (collectively, the "**Parties**"), hereby stipulate as follows:

Plaintiffs shall file the First Amended Complaint set forth in Exhibit 1. Also attached hereto as Exhibit 2 is the proposed First Amended Complaint in Ramseyer formatting.

IT IS HEREBY STIPULATED AND AGREED by and between the Parties, that Plaintiffs may file the First Amended Complaint attached hereto as Exhibit 1. This stipulation shall not be construed as a waiver of any defenses by Defendants, including but not limited to sovereign immunity and Eleventh Amendment immunity, all of which are expressly reserved, nor shall this stipulation be construed as a consent to suit or agreement to litigate in this forum.

DATED: Honolulu, Hawai'i, May 3, 2023.

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*/s/ Lisa K. Swartzfager*

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LISA K. SWARTZFAGER  
CALVERT G. CHIPCHASE  
Attorneys for Plaintiffs  
HELICOPTER ASSOCIATION  
INTERNATIONAL and SAFARI  
AVIATION, INC. d/b/a SAFARI  
HELICOPTERS HAWAI'I

DATED: Honolulu, Hawai'i, May 3, 2023.

DEPARTMENT OF THE ATTORNEY  
GENERAL, State of Hawai'i

*/s/ Catherine Goodwin*

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NICHOLAS M. MCLEAN  
Deputy Attorneys General

Attorneys for Defendants  
STATE OF HAWAII; DEPARTMENT  
OF TRANSPORTATION, STATE OF  
HAWAII; EDWIN SNIFFEN, in his  
capacity as Director of the Hawai'i  
Department of Transportation; and  
JOSH GREEN, M.D., in his official  
capacity as Governor of the State of  
Hawai'i

APPROVED AND SO ORDERED:



/s/ Leslie E. Kobayashi  
Leslie E. Kobayashi  
United States District Judge

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*Helicopter Association International, et al. v. State of Hawaii, et al.*; Civil No.  
1:23-cv-00083-LEK-WRP; **STIPULATION AND ORDER**